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**MAR 11 2010**

In re Application of :  
David Bryant Batt, et al. :  
Application No. 10/560,352 : **DECISION ON PETITION**  
Filed: May 12, 2006 :  
Attorney Docket No. CNOVA.00004 :

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed December 29, 2009, to revive the above-identified application.


The application became abandoned for failure to reply in a timely manner to the non-final Office action mailed, March 23, 2009, which set a shortened statutory period for reply of three (3) months. A four month extension of time under the provisions of 37 CFR 1.136(a) was obtained. Accordingly, the application became abandoned on June 24, 2009.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an amendment, (2) the petition fee of \$1620, and (3) a proper statement of unintentional delay.

In view of the above, the petition is **GRANTED**.

Telephone inquiries concerning this decision should be directed to undersigned at (571) 272-1642. All other inquiries concerning the examination or status of this application should be directed to the Technology Center.

This application is being referred to Technology Center AU 1624 for appropriate action by the Examiner in the normal course of business on the reply received December 29, 2009.

  
April M. Wise  
Petitions Examiner  
Office of Petitions